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Federal Communications Commission
Office of Secretary

February 11, 2003

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VIA HAND DELIVERY

Marlene Dortch, Secretary
Office of Managing Director
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

**Re: Oral Ex Parte Presentation
CC Docket Nu. 96-45**

Dear Madam Secretary:

In accordance with Section 1.1206 of the Commission's rules, 47 CFR Section 1.1206, we hereby provide you with notice of an oral *ex parte* presentation in connection with the above-captioned proceeding. On Friday, February 7, 2003, David LaFuria met with Linda Kinney and Mary McManus from the Office of General Counsel, and Kris Monteith from the Consumer and Governmental Affairs Bureau on behalf of Smith Bagley, Inc. ("SBI"). The purpose of the meeting was to discuss the merits of SBI's Petition for Eligible Telecommunications Carrier status on the Navajo Reservation in the State of Utah.

In accordance with the Commission's rules, two copies of this letter are enclosed for inclusion in the Commission's docket file.

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Marlene Dortch, Secretary
February 11, 2003
Page 2

If you have any questions or require any additional information, please contact undersigned counsel directly.

Sincerely

A handwritten signature in black ink, appearing to read "D. LaFuria", written in a cursive style.

David A. LaFuria
Counsel for Smith Bagley, Inc

cc: Linda Kinney, Esq.
Mary McManus, Esq
Kris Monteith, Esq.